

RCE/3622

**O I P E
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

AUG 01 2003

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995. The American Inventors Protection Act of 1999 (AIPA)

Application Number: 09/222,764

Filing Date: 3/31/99

First Named Inventor: Jay Michael Ponte

Group Art Unit: 3622

Examiner: D. Champagne

Attorney Docket Number: 99-808RCE1

Attorney Customer Number: 32127

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.63(d) instead of a RCE to be eligible for patent term adjustment provisions of the AIPA. See "Changes to Application Examination and Provisional Application Practice," Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000). Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114:

a. Previously submitted

- i. Consider the amendment(s)/reply after final under 37 C.F.R. § 1.116 previously filed on 4/22/03
- ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on [Date]
- iii. Other _____

b. Enclosed:

- i. Amendment/Reply
- ii. Affidavit(s)/Declaration(s)
- iii. Information Disclosure Statement
- iv. Other Petition for Extension of time

2. Miscellaneous

- a. Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of [number] months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. Other _____

3. Fees

a. The Director is hereby authorized to charge the following fees to Deposit Account No. 07-2339:

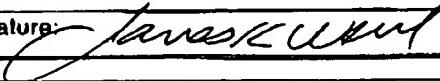
- i. \$750.00 RCE fee required under 37 C.F.R. § 1.17(e)
- ii. Petition for extension of time
- iii. Other _____

b. Check in the amount of \$_____ enclosed.

c. The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 07-2339.

Signature of Applicant, Attorney, or Agent Required

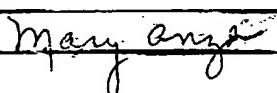
Name: James K. Weixel	Reg. No.: 44,399
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Signature: 	Date: <u>7/28/2003</u>
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Mail Stop RCE, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name: Mary Anza

Signature: 	Date: <u>7/29/03</u>
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